IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 12TH JUNE 2007 / 22ND JYAISHTA 1929

Con.Case(C).No. 528 of 2007(S)

AGAINST THE JUDGEMENT IN WA.1661/2004 Dated 30/10/2006

PETITIONER/RESPONDENT IN WA

MAVELIKKARA VALIYAKOTTARAM
GURUVAYOORAPPAN CHARITABLE TRUST,
REPRESENTED BY ITS VICE PRESIDENT
NALINI RAVIVARMA, AGED 73 YEARS,
W/O.RAVIVARMA, GOKULAM, KILIMANOOR.

BY ADV. SRI.P.B.SAHASRANAMAN
SRI.K.JAGADEESH
SRI.T.S.HARIKUMAR

RESPONDENTS: 1ST AND 2ND APPELLANTS IN WA
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1. P.C.SANALKUMAR I.A.S., THE SECRETARY,
LAND BOARD, THIRUVANANTHAPURAM.

2. K.R.VISWAMBHARAN I.A.S.,
THE DISTRICT COLLECTOR, ALAPPUZHA.

BY SENIOR GOVERNMENT PLEADER SRI.M.R.SABU

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 12/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN,J.

CONT. CASE . (C)NO. 528 OF 2007

Dated this the 12th June, 2007

JUDGMENT

H.L.DATTU, C.J.

Alleging that the respondents have disobeyed the orders and directions issued by this Court in W.A.No.1661 of 2004 and R.P.No.91 of 2007, the complainant is before us in this contempt petition, inter alia requesting us to initiate appropriate contempt proceedings against the respondents for the wilful and deliberate disobedience of the orders and directions issued by this Court.

2. Notice to the respondents was issued and they are represented by the learned Government Pleader.

3. Today, the learned counsel for the complainant has produced before us the letter received by him from his counterpart in Delhi, dated 11.6.2007. The letter reads as under:

"OFFICE OF THE RESIDENT COMMISSIONER
GOVERNMENT OF KERALA

No.920/RC.Law/2007 Dated 11.6.2007

From
The Law Officer

To
The Advocate General,
Kerala, Ernakulam.

Sir,

Sub: Filing of SLP from R.P.No.91/2007 against judgment in W.A.No.1661/2004 – State of Kerala Vs. Mavelikkara Valiyakottaram Guruvayurappan Charitable Trust – reg:-

Ref: Letter No.S2-WA.No.1661/2004 dated 06.06.07 from Adv. Genl.

Please refer to the above. It is informed from the office of the Standing Counsel Sri.G.Prakash that, SLP has been filed in the above mentioned matter with Diary No.17026/2007 dated 11.06.2007. The matter is likely to be listed for hearing, after assigned with SLP number, soon after the summer vacation of the Hon'ble Supreme Court. This is for kind information."

4. In view of the pendency of the matter before the apex Court, at this stage, we do not intend to take cognizance of the contempt case filed by the complainant before us. Therefore, the petition is rejected for the present. However, liberty is reserved to the complainant to approach this Court, if need arises in future.

Ordered accordingly.

(H.L.DATTU)
Chief Justice

(K.T.SANKARAN)
Judge

ahz/